

Message

From: Gan, Janice@Wildlife [Janice.Gan@wildlife.ca.gov]
Sent: 12/18/2020 5:26:54 PM
To: Steinert, Tiffany@Waterboards [Tiffany.Steinert@Waterboards.ca.gov]; Scianni, Melissa [Scianni.Melissa@epa.gov]; Pankratz, Shannon L CIV USARMY CESPL (US) [Shannon.L.Pankratz@usace.army.mil]; Mahdavi, Sarvy [Mahdavi.Sarvy@epa.gov]
Subject: RE: IRT Notice of 30 day Amendment Comment Period: Petersen Ranch MB - BEI Amendment to Allow Use of the Combined STD 213/CPA

Hi everyone

Id like to talk with the IRT about a couple things and would like to know if you think its worth setting up a call. I know they are asking for a quick turnaround and I have some questions.

Credit release request-

It appears they are relying on methodologies that differ from the requirement (October survey results) to be able to meet the goals. Also wondered if they used a different CRAM "model" to be able to meet those perf standards. This may be the way CRAM works I am clueless about that. Their draft letter simply states that they have met their performance standards. I think they should say they did not meet the perf standards for A, B, C so they did X,Y,Z and then did meet the goals and ask us if that I acceptable.

Recent credit sale-

they had a sale recently and I still have not reviewed it. We asked them to provide additional information with the credit sales so we could track them better. Did anyone look at what they provided?

Thanks Janice

From: Steinert, Tiffany@Waterboards <Tiffany.Steinert@Waterboards.ca.gov>
Sent: Thursday, December 17, 2020 3:41 PM
To: Scianni, Melissa <Scianni.Melissa@epa.gov>; Pankratz, Shannon L CIV USARMY CESPL (US) <Shannon.L.Pankratz@usace.army.mil>; Gan, Janice@Wildlife <Janice.Gan@wildlife.ca.gov>; Mahdavi, Sarvy <Mahdavi.Sarvy@epa.gov>
Cc: Tracey Brownfield <tracey@landveritas.com>; Nate Bello <bello@wra-ca.com>; Estes, Stephen M CIV USARMY CESPL (US) <Stephen.M.Estes@usace.army.mil>; Marlene Tyner-Valencourt <tyner-valencourt@wra-ca.com>
Subject: Re: IRT Notice of 30 day Amendment Comment Period: Petersen Ranch MB - BEI Amendment to Allow Use of the Combined STD 213/CPA

Warning: This email originated from outside of CDFW and should be treated with extra caution.

Hi Shannon,

The Water Board has no comments and is ok with waiving the 30-day comment period.

Tiffany Steinert
Engineering Geologist

Regional Water Quality Control Board - Lahontan Region 6
15095 Amargosa Road – Bldg 2, Ste 210
Victorville, CA 92394
Direct (760) 241-7305
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The majority of Lahontan Water Board staff are teleworking due to an Executive Order from Governor Newsom. However, we are available via email and voicemail. We are responding to emails throughout the workday. Responses to voicemail may take more than one business day.

From: Scianni, Melissa <Scianni.Melissa@epa.gov>

Sent: Wednesday, December 16, 2020 12:39 PM

To: Pankratz, Shannon L CIV USARMY CESPL (US) <Shannon.L.Pankratz@usace.army.mil>; Gan, Janice@Wildlife <Janice.Gan@wildlife.ca.gov>; Mahdavi, Sarvy <Mahdavi.Sarvy@epa.gov>; Steinert, Tiffany@Waterboards <Tiffany.Steinert@Waterboards.ca.gov>

Cc: Tracey Brownfield <tracey@landveritas.com>; Nate Bello <bello@wra-ca.com>; Estes, Stephen M CIV USARMY CESPL (US) <Stephen.M.Estes@usace.army.mil>; Marlene Tyner-Valencourt <tyner-valencourt@wra-ca.com>

Subject: RE: IRT Notice of 30 day Amendment Comment Period: Petersen Ranch MB - BEI Amendment to Allow Use of the Combined STD 213/CPA

EXTERNAL:

Hi Shannon,

EPA has no comments and is ok with waiving the 30-day comment period if the other IRT members agree.

Thanks,
Melissa

Melissa Scianni
Wetlands Office
US EPA, Region IX, Southern CA Field Office
600 Wilshire Blvd, Suite 940
Los Angeles, CA 90017
(213) 244-1817
scianni.melissa@epa.gov

From: Pankratz, Shannon L CIV USARMY CESPL (US) <Shannon.L.Pankratz@usace.army.mil>

Sent: Wednesday, December 16, 2020 12:29 PM

To: Gan, Janice@Wildlife <Janice.Gan@wildlife.ca.gov>; Scianni, Melissa <Scianni.Melissa@epa.gov>; Mahdavi, Sarvy <Mahdavi.Sarvy@epa.gov>; Steinert, Tiffany@Waterboards <tiffany.steinert@waterboards.ca.gov>

Cc: Tracey Brownfield <tracey@landveritas.com>; Nate Bello <bello@wra-ca.com>; Estes, Stephen M CIV USARMY CESPL (US) <Stephen.M.Estes@usace.army.mil>; Marlene Tyner-Valencourt <tyner-valencourt@wra-ca.com>

Subject: IRT Notice of 30 day Amendment Comment Period: Petersen Ranch MB - BEI Amendment to Allow Use of the Combined STD 213/CPA

Hello IRT members,

Please see the attached amendment (Amendment No.1) request received from the Petersen Ranch Mitigation Bank sponsor. The Corps has determined use of the streamlined review process described in 33 C.F.R. 332.8(g)(2) is

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appropriate as the use of STD 213/CPA is not a significant change. Per the 2008 Mitigation Rule, the 30-day IRT comment period for this proposed amendment, (technically beginning on December 21st), is through January 18, 2021. Please provide your written agency comments (including via email), or respond that you have no comments, or that you are waiving the 30-day comment period.

All the best and happy holidays,

Shannon Pankratz
Senior Project Manager, Biologist
Regulatory Division, North Coast Branch, Los Angeles and San Bernardino Counties Section
Los Angeles District, U.S. Army Corps of Engineers
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IMPORTANT NOTE: During the Coronavirus Health Emergency, Regulatory Program staff are teleworking. Please do not mail hard copy documents to any Regulatory staff or office. For further details on corresponding with us, please view our COVID-19 special public notice at:
https://www.spl.usace.army.mil/Portals/17/docs/publicnotices/COVID19%20Regulatory_SPN.pdf?ver=2020-03-19-134532-833

Assist us in better serving you! Please complete our brief customer survey, located at the following link: http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey

From: Marlene Tyner-Valencourt <tyner-valencourt@wra-ca.com>
Sent: Wednesday, December 9, 2020 3:43 PM
To: Pankratz, Shannon L CIV USARMY CESPL (US) <Shannon.L.Pankratz@usace.army.mil>; Gan, Janice@Wildlife <Janice.Gan@wildlife.ca.gov>; Scianni, Melissa <Scianni.Melissa@epa.gov>; Sarvy Mahdavi <Mahdavi.Sarvy@epa.gov>; Steinert, Tiffany@Waterboards <tiffany.steinert@waterboards.ca.gov>
Cc: Tracey Brownfield <tracey@landveritas.com>; Nate Bello <bello@wra-ca.com>
Subject: [Non-DoD Source] Petersen Ranch MB - BEI Amendment to Allow Use of the Combined STD 213/CPA

Dear Petersen Ranch IRT,

Pursuant to Section XII.D.1 of the Petersen Ranch Mitigation Bank Enabling Instrument ("BEI"), Land Veritas Corp is requesting Exhibit F-2, Credit Purchase Agreement and Payment Receipt Templates, of the BEI be amended to include an additional template Credit Purchase Agreement, and that language be added to the BEI allowing additional templates to Exhibit F-2 of the BEI be included upon written approval of all interagency review team members to provide greater flexibility and reduce time and effort should the need arise to create further templates (i.e., future templates associated with advance/bulk credit purchase). A copy of the proposed amendment is attached for your review.

It has come to our attention that the California Department of Transportation ("Caltrans") is not able to execute the Credit Purchase Agreement Template currently appended in Exhibit F-2 of the BEI to purchase credits from the Corps-approved BEI. The proposed amendment includes using both the Credit Purchase Agreement, as required by the BEI, and the State of California-Department of General Services ("DGS") Standard Agreement 213 (STD 213), as required by DGS for Caltrans use in purchasing credits for Caltrans transportation projects that have been assigned a permit number. Please note the fully executed Credit Purchase Agreement would be attached to the fully executed STD 213, which includes language that the terms of the Credit Purchase Agreement control if there is a conflict between the two.

Sincerely,
Marlene Tyner-Valencourt

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MARLENE TYNER-VALENCOURT, MESM | Conservation Project Manager | d: 858.682.2699 | o: 858.842.1800 x 2210 |
c: 248.499.0805 | tyner-valencourt@wra-ca.com

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| Fort Bragg | Denver
Our San Diego office has moved! Please note our new address.